



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. Box 1450  
ALEXANDRIA, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

JAN 12 2004

#15

SHANKS & HERBERT  
TRANSPORTOMAC PLAZA  
1033 NORTH FAIRFAX STREET SUITE 306  
ALEXANDRIA VA 22314

In re Application of  
Mark B Anderson et al  
Serial No.: 09/763,216  
Filed: February 20, 2001  
Attorney Docket No.: 0059-01

PETITION DECISION

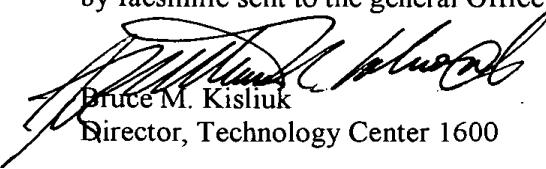
This is in response to the petition under 37 CFR 1.181, filed October 24, 2003, for withdrawal of abandonment of the above identified application based on filing of a timely reply. The delay in acting on this petition is regretted.

A review of the file history shows that the examiner mailed a Notice of Allowance and Issue Fee Due and a Notice of Allowability to applicants on October 25, 2002, setting a three month statutory period for payment of the Issue Fee. The Issue Fee was paid on February 5, 2003. On February 5, 2003, Publications Division mailed a letter requesting submission of corrected application papers as chemical structures were too small to read, setting a 30 day period for reply. A Notice of Abandonment was mailed to applicants on October 3, 2003, when no reply was received. Applicants state that RCE papers were filed on March 4, 2003, accompanied by the required fee and a request for a three month suspension of action. Copies of these papers are provided with the petition. In view of the evidence presented the Notice of Abandonment was mailed in error and is withdrawn and the application is restored to pending status with the mailing of this decision

The petition is **GRANTED**.

**The three month suspension of action requested is granted and runs from the date of mailing of this decision after which the application will be forwarded to the examiner for further action.**

Should there be any questions about this decision please contact William R. Dixon, Jr., by letter addressed to Director, TC 1600, at the address listed above, or by telephone at 703-308-3824 or by facsimile sent to the general Office facsimile number.

  
Bruce M. Kisliuk  
Director, Technology Center 1600